IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

UNITED STATES OF AMERICA, *Plaintiff*,	)	No. 10 CR 94
v.	)	Hon. Judge Norgle
MICHAEL VILLEGRAN, *Defendant*.	)	

DEFENDANT'S BRIEF REGARDING COMPETENCY

NOW COMES the Defendant, Michael Villegran, by and through his attorney, Ralph J. Schindler, Jr., and does hereby present the following information for the court's consideration in determining whether to grant a competency hearing under 18 U.S.C. Section 4241. In support of such request for a competency hearing Defendant states as follows:

1. This court has requested that a psychiatric examination be performed on the Defendant by the staff psychologist at the Metropolitan Correctional Center. The psychologist, Dr. Szyhowski, has presented his report dated July 16, 2012. In his report, Dr. Szyhowski concludes:

> At the present time Mr. Villagran exhibits symptoms consistent with an antisocial personality. However, he does not appear to be suffering from any severe mental disease or defect that has impacted his ability to understand the legal proceedings and to properly assist his counsel. His behaviors related to his personality are within his volitional control and are not likely to respond to ongoing treatment. Despite his lack of cooperation with the evaluation, he provided information that indicated his lack of cooperation was related to his willingness to comply with a judicial order, rather than an inability to participate secondary to symptoms of a mental illness. His competency related abilities do not appear to be compromised by a severe mental disease or defect at this time. He presently appears appropriate for continuation of criminal proceedings.

2. During the course of Dr. Szyhowski's examination, Mr. Villagran informed the doctor that he did not wish to participate in the examination. (Report Page 1). While the doctor did speak with undersigned counsel, he was provided family contact information but "No calls were returned prior to the conclusion of the evaluation." (Report page 1) The defendant refused to take "any of the standardized psychological assessments", and "declined on all occasions to provide information related to the clinical evaluation." (Report page 2) In attempting to find background information the report concludes that "Very little information was available about Mr. Villagran's history through the records supplied and from collateral contacts." (Report page 2)

3. Mr. Villegran's rejection of the competency examination is further noted in Dr. Szyhowski's report wherein he states at page 3:

> [Villegran] displayed a cooperative attitude and demeanor with members of the psychology staff, prior to the ordered evaluation. Since his designation to the MCC for the forensic study, Mr. Villagran did not cooperate with any requests made of him regarding standard administration of psychological assessments used in the evaluation, and he did not provide any collateral sources of information. He was superficially polite and routinely stated "I respectfully decline." Mr. Villagran's verbal presentation during the contacts was such that it was difficult for this psychologist to explain the purpose of the contacts to the defendant without him talking over this examiner. He provided little opportunity for meaningful discussion, outside of the first contact, which lasted approximately five minutes. On two occasions, the defendant refused to come to this examiner's office. During multiple contacts, the defendant declined to participate in any meaningful manner. Once the time frame for the evaluation lapsed, the defendant was notified. His demeanor, at this point, changed again. He stated "I appreciate your professionalism and respect the job you had to do. Please respect my views. I hope there are no hard feelings. You and I both know I am competent." His lack of cooperation during the evaluation period was attributed to his socio-political views of citizenship, namely identifying himself as a Sovereign Citizen.

4. The report concludes that Mr. Villegran's attitude is a result of his belief that he is a "Sovereign Citizen". This belief appears to consume Mr. Villegran. This belief makes him a "securerd party creditor." His legal tenants are based on the Uniform Commercial Code. Attached as Exhibit A are Documents Numbered 17 and 21 from the Docket report in this case which contain legal ravings from Mr. Villegran regarding his claimed status as a "secured party creditor" and demanding his immediate release. Yet the report concludes that Mr. Villegran's belief that an individual is a Sovereign Citizen "is not a symptom of a mental illness, but a socio-political ideology." (Report page 4). The report notes that "belief in sovereign citizenry is a defense strategy that is utilized by some criminal defendants. . .is not borne out of symptoms of a mental illness, but is a socio-political ideology that he presently holds." (Report page 4)

5. Mr. Villegran's obsession has affected his dealings with his appointed counsel. On March 16, 2012, undersigned counsel went to the MCC to discuss the indictment with the Defendant. In that meeting, Defendant took the copy of the indictment and wrote on it "Accept for Value Return for Value for Settlement Enclosure by Michael Villegran 342748367 3-15-2012" and "Charge the Same to: Michael R. Villagran 34274-8367 11-30-1984 3-15-2012" A copy of his written response to the Indictment is attached as Exhibit B. He then demanded to be released. He refused to discuss the charges or any events relating to the charges.

6. On or about April 15, 2012 undersigned counsel received a letter from Mr. Villegran. A copy of the letter is attached as Exhibit C. Mr. Villagran purported to have information regarding terrorist activities prior to the NATO Conference in Chicago. He demanded a meeting with the prosecutors. Following that meeting, undersigned counsel contacted “Candy”, someone referred to in the 16.1 material as his “wife”. She discussed with undersigned counsel Mr. Villagran’s troubled past, family history of mental illness and other matters (discussed below). In response, in an April 25 letter, Defendant advised undersigned counsel “First off don’t you ever call someone you don’t know because if we want to get a hold of you we will call you not the other way around or that’s harassment and we will sue you.” A copy of this letter is attached as Exhibit D.

7. On April 5, 2012 undersigned counsel sent defendant a copy of the 16.1 material that had been provided by the government. Such legal mail is opened by authorities in the presence of the inmate. Defendant refused to accept the package, wrote on the indictment “Accept for Value Return for Value, Exempt from Levy For Set-Off Settlement and Closure By: Michael Villagran 342748367 4/13/2012, Charge the same to: Michael Villagran 342-748367” A copy of the envelope and related contents are attached as Exhibit E.

8. Prior to this court’s appointment of undersigned counsel, Mr. Villagran represented himself. Prior to March 8, 2012, he contacted appropriate authorities at the Metropolitan Correctional Center and advised

them that he had information relative to a terrorist activity that was to take place at the NATO conference to be held in Chicago. On March 8, 2012 Special Investigator Vicente Blas conducted an interview of Mr. Villagran. Attached as Exhibit F is a copy of that report. In his report Mr. Blas reports that Villagran stated that he was a member of a militia comprised of freedom fighters from Michigan, Montana and Wyoming. The meeting was supposedly hosted by David Luna who is Villagran's brother-in law. Villagran stated that members of the militia displayed "2 Russian-made round land-mines, a C-4 clay with detonator attached, and a machine gun". Villagran reported that various businesses contributed to the funds for the militia and that funding also came "from the Sinaloa Cartel and Zeta Cartel also known as the 'Pacifico'". Further Villagran stated that he

> recorded the meeting by placing an undetectable small video camera, the size of a shirt button, on his shirt. He had an unnamed friend who also worked as security, recorded (sic) the meeting. Villagran stated the militia did not know that he and his friend knew each other and therefore paired them together to work as security for the meeting. A third person, an unnamed female, recorded the activity from across the street. His friend did not know that a video recording from across the street was taking place. His friend and the female did not know about each other.

When counsel for Villagran requested information about this interview from the Assistant United States Attorney, it was revealed that no action was taken on this report since the interviewing agent believed the entire report was a figment of Mr. Villagran's imagination. There were no recordings or other corroborating information to this report. Finally it should be noted that Mr. Blas concludes his report by noting that "Upon arrival to MCC Chicago, inmate Villagran was placed in the special housing unit because he admitted during in-take screening that he is/was a "Lt. in the Mexican Mafia and has skills in Kong Fu martial arts."

9. Immediately following his arrest on February 8, 2012 for bank robbery of $800 from TCF bank in Aurora, Villagran made a statement to FBI Special Agent Hoogland. In the interview, Agent Hoogland reports that Villagran stated that he

> is currently a member of a local militia. The local militia planned for VILLAGRAN to rob the TCF BANK inside the JEWEL located at 1270 North Lake Street, Aurora, Illinois. The militia sent VILLAGRAN in so that he could acquire funds for the militia to purchase automatic assault weapons. Prior to the robbery, a female member of the militia, SARI, gave VILLAGRAN the bank robbery note. SARI gave VILLAGRAN this note while the two were parked in a brown Astro Van near the JEWEL. Also present in the van were three other members of the militia: JERRY, ODD, and the leader, FNU LNU (LEADER). LEADER was the individual in charge of VILLAGRAN'S militia. LEADER was a 40 year old white male who wore military clothes. LEADER was previously employed in law enforcement. The individuals in the van were armed with fully automatic assault weapons.
>
> After SARI gave VILLAGRAN the note he got out of the Astro Van and walked into the JEWEL. The note only asked for the bank teller to give VILLAGRAN $800.00 because the militia was testing VILLAGRAN. After VILLAGRAN entered the JEWEL he walked up to a female teller and handed her the note. The teller then gave VILLAGRAN the cash. (FBI 302 02/09/12; 12 CR 94 Bates 9-10)

10. In that same report Villagran proceeds to advise Agent Hoogland about pending militia activities. Contrary to what he later reports to Agent Blas, he advises Hoogland as follows:

> VILLAGRAN'S militia was plotting several acts of violence against the U.S. government. One plan involved using empty houses armed with fully automatic weapons that were triggered by red laser motion sensors. The plan involved calling the Chicago SWAT Team to report a ruse that would cause the SWAT Team to enter the house. The ruse would likely involve somebody selling something. The SWAT Team would then enter

the house and be gunned down by the automatic weapons. The militia had homes selected in Rockford, Springfield, Chicago, and eastern Aurora. The house in Aurora was located near Kendal Street and Laos Street. The militia also had plans to attack the Springfield Police Station, Illinois State Police Station, and several federal building in the Chicago area. (FBI 302 02/09/12; 12 CR 94 Bates 9-10)

11. Undersigned counsel has spoken with various members of Villagran's family, including Candy L. Rendon. Rendon stated that she has been the common law wife of Michael R. Villagran for the past four years. She and Villagran have a three year old son, Michael Raymond Villagran, Jr. She is familiar with certain background information on Villagran. If called to testify she would state that as a child Michael's step father used to beat him on regular occasions. On one occasion his step father beat him with a bat on the head causing head injury. Michael was taken from the home around the age of 9 years of age and placed in foster care with DCFS. She believes he may have been sexually molested while in DCFS custody. She states that he is always paranoid when he is in the presence of their son, that he is overly protective, concerned about other people touching their son or having any contact with their son. She further states that during the past 4 years of their relationship she has never known Michael to be a member of any militia organization, to have any friends or acquaintances who belong to any militia organization.

12. Undersigned Counsel also called for background information regarding Mr. Villagran. It was discovered that a neglect case was filed against his mother in Kane County as Neglect Case 94 J 32. The case was closed on April 13, 2003 and he was a ward of DCFS during that period of time. However

they refused to release any records without a court order. Villagran was also the subject of a juvenile delinquency case in 95 J 52, also in Kane County. Undersigned counsel spoke with Assistant States Attorney Debby Lang of 630 232 3508 who handled a charge against Villagran for Aggravated Battery felony where he went to prison in case number 09 cf 2633. She was the prosecutor. She believes a psychiatric exam was ordered for him and she indicated that she would order the file from the warehouse when undersigned counsel spoke with her on August 3, 2012. She noted in the record that a psychiatric exam was ordered but she needs to order the file from warehouse. As of the date of this filing, undersigned counsel does not have a copy of that exam.

13. Following the Aggravated Battery conviction, Villagran was sent to the Illinois Department of Corrections to serve his sentence. Undersigned Counsel contacted the prison for a copy of his intake psychological exam but the records department indicated that they would not release it without a court order or a release signed by Villagran. Counsel met with Mr. Villagran to execute the paperwork but Villagran refused to sign such release.

14. Undersigned counsel receives regular calls from Villagran to visit him at the MCC. When counsel has visited and attempted to discuss the case, Villagran refuses to discuss the case. On one occasion counsel confronted Villagran with his post arrest statement in which he stated he had done the bank robbery at the request of his fellow militia officers. He denied making the statement or doing any bank robbery.

WHEREFORE, Defendant respectfully requests that the court order a hearing under 18 U.S.C. Section 4241 to determine Mr. Villagran's competency to stand trial or to assist counsel in his defense. Further, it is requested that the court grant undersigned subpoena powers to obtain some of the prior examination reports listed above for use in such hearing.

Respectfully submitted,
/s/*Ralph J. Schindler, Jr.*
Ralph J. Schindler, Jr.
Attorney for Michael Villegran

The Law Offices of Ralph J. Schindler, Jr.
53 W. Jackson Blvd., Suite 818
Chicago, Illinois 60604
(312) 554-1040
Attorney 2484471

EXHIBIT A

1 of 2

CC

NoTICE

FILED

JUN 11 2012

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

Notice is hereby giving To: Judge Norgle
12CR94

Comes now the Secured party Creditor flesh and Blood breathing man holder in due course authorized representative, and an accomodation party pursuant to ucc-3-419 for the defendant, having an interest in the collateral belonging to the defendant MICHAEL R. VILLAGRAN, heirin after "offeree," to assist this Court in the Setoff, Settlement, and Zeroing of any Charges and accounts associated with the defendant, MICHAEL R. VILLAGRAN, in the Matter of UNITED STATES OF AMERICA and MICHAEL R. VILLAGRAN, heirinafter "offer," in Case NO. 12CR0094 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION hereinafter. "case" Whereas the offeree is not the defendant, but the Authorized Representative of the Secured party Creditor, Serving as the accomodation party to the defendant, MICHAEL R. VILLAGRAN, for Set-off, Settlement, Zeroing of the accounting in this case, and for closure of this case representing the defendant. "I, Secured party Creditor have never been presented with any Sworn affidavits and or Claims that would provide Vality to your assessment. It is my best and Considered Judgement that no Such paperwork or affidavit exists." I conditionally accept your offer upon proof of Claim for the prosecution to produce an INJURED PARTY or a genuine Charging accustory Instrument for my inspection, So we can resolve this matter now So Valuable public resources are not wasted. Failure to produce a Complaining Victim or the Charging Instrument constitutes agreement among the Parties that no party here has stated any Claim upon which relief can be granted therefore the Court lacks Jurisdiction to proceed any further. Therefore My buisness here as the accomodation party is Concluded and I, respectfully Demand to discharge any collateral Tax, Liens, Levies belonging to the defendant MICHAEL R. VILLAGRAN Case NO. 12CR0094. Namely My person and respectfully Demand to be released and escorted away Immeadiatly from these premises without Delay to be set at Liberty.

(Continued further on other Side please turn over.

And as of today you have until JUNE 20-2012 AD. to respond and your response Must be explicit. "Should you consider My position in error."

This Document on which This certificate is affixed is

(CERTIFIED)

True, Correct, and complete of original intended not to mislead.

Signed: 5-30-2012 AD.

(Convention de la Haya du-5-october-1961.)

"without prejudice
ALL Rights Reserved"
UCC 1-207, 1-308

Very Truly,

Signed: 5-30-2012 AD.

("Secured party creditor".)
(private Man; holder in due course.)
('Authorized Representative.')

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

Paro

REFERENCE

United States of America, Plaintiff,	)	
vs.	)	Case No. 12CR0094
MICHAEL R. VILLAGRAN, Defendant.	)	Honorable NORGLE Presiding Judge

FILED
JUN 2 5 2012
JUN 25 2012
THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

NOTICE OF FILING AND PROOF OF SERVICE

TO: CLERK OF COURT U.S DISTRICT
THOMAS G BRUTON
219 SOUTH DEARBORN STREET
CHICAGO, ILLINOIS 60604

PLEASE TAKE NOTICE that on this 20 day of JUNE, ~~19~~ 2012, I filed with the Clerk of the United States District Court (1) original and (3) copies of the attached Notice of Appeal and Jurisdictional Statement.

Respectfully submitted,
"WITHOUT PREJUDICE"
[signature]

PROOF OF SERVICE

On this 20 day of JUNE, ~~19~~ 20 12, I placed in the legal mail despository at the MCC-Chicago, the above-titled Notice of Appeal and attached submission.

"without prejudice"
All Right's Reserved"
UCC 1-207, 1-308

Subscribed and Sworn before me
me this 20 day of JUNE, ~~19~~ 2012

[signature]
Secured Party Creditor
Holder In Due Course

NOTICE OF FAULT AND OPPORTUNITY TO CURE AND CONTEST ACCEPTANCE

6-20-2

To: THOMAS G BRUTON
CLERK OF COURT'S U.S DISTRICT
219 SOUTH DEARBORN STREET CHICAGO, ILLINOIS

FILED
JUN 25 2012
JUN 25 2012
THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

Dear Mr. BRUTON :

ON JUNE 13 2012, AD the undersigned SECURED PARTY Caused to be Sent to you a CONDITIONAL ACCEPTANCE FOR PROOF OF CLAIM (CAFV), Sent you on JUNE 13, 2012 AD

You failed to perform after receiving the presentments from MICHAEL R. VILLAGRAN, and you failed to perform by providing the requested and necessar PROOFS OF CLAIM after receiving the said (CAFV) from the undersigned.

As the respondent, you are now in fault and you are in agreement and have Stipulated to the terms of the undersigned's dated presentment through your dishonor. you have the right to cure this fault, I will establish an affidavit of default, agreement and failure to contest acceptance and obtain a AFFIDAVIT CERTIFICATE OF NON-RESPONCE pursuant to and relative to UCC, State Statute and otherwise.

Thank you for your prompt attention to this matter.

you have until July 4th 2012 AD to respond or Default will be obtained.

"WITHOUT PREJUDICE ALL RIGHTS RESERVE UCC 1-207, 1-308.

yours Truly

[signature] 6-20-

Secured party creditor
Holder In due Course. In

EXHIBIT B

FILED

MAR - 7 2012

THOMAS G BRUTON
CLERK, U S DISTRICT COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA	)	
	)	No. 12 CR 94
v.	)	
	)	Violation: Title 18, United States Code,
MICHAEL R. VILLAGRAN	)	Section 2113(a)

JUDGE NORGLE
MAGISTRATE JUDGE VALDEZ

The SPECIAL SEPTEMBER 2011 GRAND JURY charges:

On or about February 8, 2012, at Aurora, in the Northern District of Illinois, Eastern Division,

MICHAEL R. VILLAGRAN,

defendant herein, by intimidation, did take from the person and presence of a bank employee approximately $800 in United States Currency belonging to and in the care, custody, control, management, and possession of TCF Bank, located at 1270 North Lake Street, Aurora, Illinois, the deposits of which were then insured by the Federal Deposit Insurance Corporation;

In violation of Title 18, United States Code, Section 2113(a).

A TRUE BILL:

____
FOREPERSON

____
UNITED STATES ATTORNEY

EXHIBIT C

AD

Ralph, Rchindler 4-15-2012

Good morning

Listen first and formost Don't misunderstand or mis interpet or mis read this letter I have sent with all my rights and Remedy's that I, Reserve! under the real Law of the land The Constitution and Bill of Rights. We both Know that Statues and codes are color of Law and therefore un-Valued and unlawful and all about the Money in these days. But we are educated Men So let's have a "Metting of the Minds" as I like to put it as soon as possible hopefully tuesday or definetly wensday this week. Im gonna give you an opportunity? to see if you are really in my best Interest and want to be off a great assistance to me don't lie to me or try to trick or deceive me I know the games people play So please don't waste my time or yours in doing so or trying to pull a fast one over me understand. Mr. Rchindler Im an Honorable Man and know How to Show Respect when it is due so don't lose that with me remember always keep in Mind what I have said to you and we will never go wrong. This time when you come over lets get a room out of Sight but you must ask the prosecutor That If I cooperate to the fullest? that I want a gurantee on a contract? with there signature? that they will fufill? there end of the New Deal. Because Im a small fry compared to who they will prosecute off? of the names & dates & Numbers I'll give them? but this deal if we make I don't want to take up to more then a Month to agree to and it must be a week before my next court date or the deal and us is off trust me I don't play games or blow smoke up any one's arse as you have seen IM all about my business understand So see you no latter then Wensday of this week or you and them can ever forget about making a great deal once in a life time opportunity so what is it going to be deal or No deal you all must make a wise Decision by wensday no latter then that.

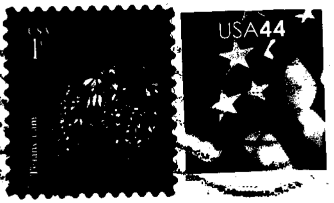
("WITHOUT PREJUDICE"

UCC 1-207

(I Reserve ALL MY RIGHT'S AND REMEDY'S UNDER THE CONSTATION and BILL of RIGHT'S.)

TIME IS OF THE ESSENCE WHAT IS GOING TO BE??

Michael Villagran #44297-424
Metropolitan correctional center
~~Chicago, [illegible] 60605~~
71 W, Van Buren Street
Chicago, Illinois 60605



CHICAGO IL 606
17 APR 2012 PM 7 L

(LEGAL MAIL.)

Ralph J. Rchindler
53 W, Jackson
Suite 818 Chicago, ILL 60605

6060433483

8/18

METROPOLITAN CORRECTIONAL CENTER
71 W. VAN BUREN STREET
CHICAGO, IL 60605

[he enclosed letter was processed through special mailing procedures for forwarding to you. Thi ter has neither been opened nor inspected. If the writer raises a question or problem over whic s facility has jurisdiction, you may wish to return the materiel for further information or clarification 'the writer encloses correspondence for forwarding to another addressee, please return the enclosur the above address."

Date: 4-17-12

EXHIBIT D

Spoke @
End of Feb + March | Anti Terrorist Unit | State Police | part of FBI |

AD
4-25-2012

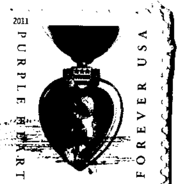
Ralph!

I hope this letter will receive you in the best of Health and Spirit Aswell Since your an educated Man will understand and except for Value what I'm about to disclose. First off don't you ever call someone you don't Know because If we Want to get a hold of you we will call you not the other way around or that's Harassment and we will Sue you. And why are you panicking? is it because you all are running out of time and need to contract? etc. well I don't Have Time to play games! so don't waste my time anymore if you can't get what the defendant wants! because he is willing to cooperate to the fullest but the prosecutor must adhere and Agree with a contract that he will not prosecute the defendant at all or give Him probation or drop all Charges as long as the defendant continues to cooperate with the F.B.I Homeland Security Department and to Help you all bring the real Big fish/ Anti Government Militia terrorists Top Drug/gang leaders to Justice as you all like to put it. Now Ralph that sounds like a great propersition or deal to me now you said you want to be of help and represent the defendant well we will See if you are true to your words or a lier this is the Second time sending a letter to you time is of the essence so let the prosecutor Know what the defendant has stated and do your work and lets have a sit down and for us to Have a Meeting of The Minds by the end of this week bring that contract aswell with an F.B.I Man understand Thank you for your Time and patience.

P.S.
(Please don't Misunderstand or think the defendant is intimidated Just like He told The F.B.I He doesn't Want to See Innocent people or World leaders die at the Nato Summit or around the country.)

("without prejudice" UCC 1.207 I reserve All My Rights and Remedy's under the Constitution and Bill of Rights.

MICHAEL VILLAGRAN #44297-424
Metropolitan Correctional Center
71 W, Van Buren Street
CHICAGO, ILLINOIS 60605


2011
PURPLE HEART
FOREVER USA

(LEGAL MAIL)

RALPH Joseph RCHINDLER
53 W, JACKSON SUITE 818
CHICAGO, ILLINOIS 60605

6060433483

METROPOLITAN CORRECTIONAL CENTER
71 W. VAN BUREN STREET
CHICAGO, IL 60605

he enclosed letter was processed through special mailing procedures for forwarding to you. This er has neither been opened nor inspected. If the writer raises a question or problem over which s facility has jurisdiction, you may wish to return the materiel for further information or clarification. the writer encloses correspondence for forwarding to another addressee, please return the enclosure the above address."

Date: 4-26-12

EXHIBIT E

Discovery Material Authorization Form

Inmate Name: Last, First	BOP Register No.:	Federal Case No.:
Villegran, Michael	44297-424	12 CR 94
No. of CDs/DVDs/Cassettes/Videos: 4	Mailing: 4	Bringing In to Review: ____

Attorney Name:	Business Address:	Phone:
Ralph J. Schindler, Jr.	53 W. Jackson Blvd., Suite 818	312-554-1040
State Bar No.: 248 4471	Chicago IL 60604	Fax: 312-554-1041

If you are bringing electronic discovery into the institution to view with your client, you must bring a copy of this form and may NOT leave material with the inmate. If you wish to provide your client a copy of the electronic discovery, you must send it through the mail following the below instructions:

Package Requirements:

- All media must be clearly labeled as "Legal" with inmate's name, register number, or case number.
- All media should be numbered (e.g., 1 of 10, 2 of 10)
- Personal CD players, cassette players, MP3s, IPODS, etc., are not permitted. Computers and cassette players are available for use in the Education Department or in the Special Housing Unit (SHU) law library.
- If material has not been preauthorized, it will be rejected and returned to sender. A copy of this form should be forwarded to the Legal Department at (312) 347-4017 and the original included in the package to be mailed to the inmate. **If sending multiple packages, each package containing electronic discovery material must contain a copy of this form.**
- Mail should be marked as "Legal Mail: Open only in presence of inmate" and should be addressed to the inmate. E.g., Inmate Name, Register Number, MCC Chicago, 71 W. Van Buren Street, Chicago, IL 60605

Attorney Certification of Discovery Material:

I, Ralph J. Schindler, Jr., hereby declare that the items contained in this package consist solely of my client's (or defendant's) discovery material. I understand that any unauthorized material contained in this package will result in the entire package being returned undelivered. I also certify that all of the information contained on this form is true and correct to the best of my knowledge.

[signature] 4/5/12

Attorney's signature Date

[signature]

MCC Attorney's signature

cc: Mail Room Legal Dept.

ACCEPT FOR VALUE
RETURN FOR VALUE
EXEMPT FROM LEVY
FOR SET OFF SETTLEMENT 4/10/2012 AD
ENCLOSURE 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
By: [signature]
CHARGE THE SAME TO: MICHAEL R. VILLAGRAN #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
"WITHOUT PREJUDICE" UCC 1-207

ACCEPT FOR VALUE
RETURN FOR VALUE
EXEMPT FROM LEVY
FOR SET-OFF SETTLEMENT AND CLOSURE 4/13/2012
BY:
CHARGE THE SAME
TO: MICHAEL VILLAGRAN

FILED
MAR - 7 2012
THOMAS G BRUTON
CLERK, U S DISTRICT COURT

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

UNITED STATES OF AMERICA	)	No. 12 CR 94
	)	
v.	)	Violation: Title 18, United States Code,
	)	Section 2113(a)
MICHAEL R. VILLAGRAN	)	
	)	

JUDGE NORGLE
MAGISTRATE JUDGE VALDEZ

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In violation of Title 18, United States Code, Section 2113(a).

A TRUE BILL:

____
FOREPERSON

____
UNITED STATES ATTORNEY

ACCEPT FOR VALUE
RETURN FOR VALUE
EXEMPT FROM LEVY
FOR SET OFF SETTLEMENT ENCLOSURE AD
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 4/10/2012
By: MV
CHARGE THE SAME TO: MICHAEL R. VILLAGRAN 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

PAGES ONE-THRU-SIXTY

"WITHOUT PREJUDICE"
UCC 1.207

FD-302 (Rev. 10-6-95)

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/21/2012

MICHAEL VILLAGRAN was interviewed while being detained by Aurora Police officers outside of CERMAK grocery store. After being advised of the identity of the interviewing official and the nature of the interview, VILLAGRAN provided the following:

VILLAGRAN had $800.00 (eight $100.00 bills) in his pocket, which Aurora Police Department (APD) officer G. Spayth had taken out of VILLAGRAN's pocket previous to SA Hoogland speaking with VILLAGRAN.

SA Hoogland verbally told VILLAGRAN his Miranda rights. VILLAGRAN asked if he was under arrest. SA Hoogland told VILLAGRAN that he was under arrest for bank robbery.

SA Hoogland asked VILLAGRAN where VILLAGRAN got the money in his pocket. VILLAGRAN first said that it was VILLAGRAN's "business". VILLAGRAN then said that he received $1,200.00 from his wife, CANDY who had a phone number of 331-575-1980. VILLAGRAN said that he had spent $300.00 and "delivered" $400.00 "to someone else". VILLAGRAN stated that he worked with his brother-in-law, DAVID LUNA.

SA Hoogland called the phone number that VILLAGRAN provided. A woman answered the phone and asked if her name was CANDY. The woman said it was not. The woman also stated she was not married to anyone named MICHAEL.

VILLAGRAN said that he was going to sue SA Hoogland because SA Hoogland used his name without permission and his name was copyrighted. SA Hoogland told VILLAGRAN that SA Hoogland would talk to VILLAGRAN at APD where it was warmer. VILLAGRAN was then transported to APD by an APD officer.

A separate FD-302 will be written covering the interview conducted at APD. The $800.00 that VILLAGRAN had on his person was taken by SA Hoogland and will be placed into evidence.

Investigation on 02/08/2012 at Aurora, Illinois

File # 91A-CG-134175 Date dictated

by SA Adam M. Hoogland

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CHICAGO, IL 60604

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Michael Villegran, #44297-424
Chicago MCC
71 W. Van Buren
Chicago, IL 60605

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EGAL MAIL: Open only in presence of inmate
iscovery Authorization Form Enclosed

LEGAL CORRESPONDENCE
OPEN IN PRESENCE OF INMATE
DATE RECEIVED: 4-10-2012
TIME RECEIVED: 12:00pm
DATE DELIVERED: ____
TIME DELIVERED: ____
DELIVERED BY: ____

EXHIBIT F

Desk (312) 322-0567 x1513
Fax (312) 347-4008
FBOP/MCC-Chicago
71 West Van Buren Street
Chicago, Illinois 60605

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>>> Vicente Blas 3/8/2012 3:20 PM >>>
MCC inmate Michael Villagran, Reg. No 44297-424, Unit C, sent a 'Request to Staff' to SIS office and wanted to share information for Homeland Security relating to terrorist activity planned for the upcoming NATO meeting in Chicago. On March 8, 2012, MCC Special Investigative Support Technician, Vicente Blas conducted an interview of inmate Michael Villagran. According to Villagran, prior to being locked up in federal custody, he participated in a meeting held by "Patriot for Freedom," a Freedom Fighter militia, comprised of militia groups from Michigan, Montana and Wyoming. The meeting took place in early January of 2012 at Extreme Martial Art 36th Chamber, located at South Rivers Street, Aurora, Illinois. The meeting was hosted by martial arts studio owner and militia participant David Luna, telephone number 630-664-1872. The meeting was a recruitment of selected militia groups. Not all militia groups were invited because they were not trusted due to informants within the group. At the meeting, Villagran worked as security and watched individuals being dropped off as they arrived at the location every half hour. The participants were screened for years before being invited to attend the meeting and they individually did not know who else were invited. During an introduction of participants, individuals gave only their code names. Some individuals stated they were a police officer, a fire fighter, a Fed Ex and a UPS employee. A speaker, member the militia, displayed on a table 2 Russian-made round land-mines, a C-4 clay with detonator attached, and a machine gun which Villagran did not describe other than a military style machine gun. Villagran said he personally saw the weapons displayed on the table. The militia planned to bomb gas lines, electrical lines, and financial buildings. Villagran gave the names of the targets: NATO meeting, Exxon, Com Ed, Nicor and Fermi Lab in Batavia, Illinois. A bomb was to be placed in a train. Also included as targets were the embacies in Chicago and New York. Various businesses contributed to the funds for the militia, no names of businesses given. Additional funding comes from the Sinaloa Cartel and Zeta Cartel also known as the "Pacifico." Villagran said he has videos and pictures of the meeting just in case the militia turns against him. Villagran did not trust the militia and wanted to be cautious in case the militia would blackmail him and threaten his family. Villagran recorded the meeting by placing an undetectable small video camera, the size of a shirt button, on his shirt. He had an unnamed friend who also worked as security, recorded the meeting. Villagran stated the militia did not know that he and his friend knew each other and therefore paired them together to work as security for the meeting. A third person, an unnamed female, recorded the activity from across the street. His friend did not know that a video recording from across the street was taking place. His friend and the female did not know about each other. Villagran attended other militia meetings similar to the one in January 2012. Those meetings took place in other martial art studios and in restaurants within Chicago, Joliet, Schaumburg, and Rockford, Illinois. Villagran participated in the Sovereign Citizen activities and attended meetings associated with militia groups. Villagran clarified that he was a Sovereign Citizen and not in the militia. He continued by saying that there were 2 types of Sovereign, those against the government for violating his rights, and those who violently attack the government like the militia. Michael Villagran expressed the he was not on any medication and that he came forward with the militia information because he did not feel right about innocent people getting hurt.

Villagran, Michael #44297-424, 28 year old, Hispanic male, charged for bank robbery, arrived in MCC on February 9, 2012. Villagran is an IN custody inmate, assigned to Unit C. He has no current projected released date. Upon arrival to MCC Chicago, inmate Villagran was placed in the special housing unit because he admitted during in-take screening that he is/was a Lt. in the Mexican Mafia and has skills in Kong Fu martial arts. Villagran admitted to being a Sovereign Citizen.

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